

AT AN ADJOURNED MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MONTGOMERY, VIRGINIA HELD ON THE 25TH DAY OF NOVEMBER 2002, AT 7:15 P.M. IN THE BOARD CHAMBERS, MONTGOMERY COUNTY GOVERNMENT CENTER, 755 ROANOKE STREET, CHRISTIANSBURG, VIRGINIA:

PRESENT:	Mary W. Biggs	-Chair
	Gary D. Creed	-Supervisors
	John A. Muffo	
	Annette S. Perkins	
	James D. Politis	
	C.P. Shorter	
	Jeffrey D. Johnson	-County Administrator
	L. Carol Edmonds	-Assistant County Administrator
	Martin M. McMahon	-County Attorney
	T.C. Powers, Jr.	-Planning Director
	Steve Sandy	-Zoning Administrator
	Robert C. Parker	-Public Information Officer
	Vickie L. Swinney	-Secretary
ABSENT:	Larry N. Rush	-Vice Chairman

CALL TO ORDER AND PLEDGE OF ALLEGIANCE

The Chair called the meeting to order and the Pledge of Allegiance was recited.

Presentation - Resolution of Appreciation - Father Harry B. Scott III

Supervisor Biggs presented a resolution of appreciation to the family of Father Harry B. Scott, who passed away earlier this year. Father Scott served as rector of St. Peter's Anglican Church in Christiansburg and was cofounder of the Montgomery County Emergency Assistance Program.

PUBLIC HEARINGS

Proposed Conveyance of Easements to the Public Service Authority

Proposed easements to be conveyed by the Board of Supervisors to the Montgomery County Public Service Authority for the Prices Fork Water Project as follows:

1. A 20 foot easement in width along with a 20 foot temporary construction easement along the County's property identified as Tax Parcel 66-A-93E1 located adjacent to Merrimac Road, shown more particularly on the plan entitled "Prices Fork Water System Improvements"
2. A 20 foot easement in width along with a 20 foot temporary construction easement along the County's property identified as Tax Parcel 66-A-93 located adjacent to Merrimac Road, shown more particularly on the plan entitled "Prices Fork Water System Improvements"
3. A 20 foot easement in width along with a 20 foot temporary construction easement along the County's property identified as a portion of the Huckleberry Trail located adjacent to Merrimac Road, shown more particularly on the plan entitled "Prices Fork Water System Improvements"

There being no speakers, the public hearing was closed.

Proposed Ordinance Amending Article I of Chapter 7 of the Code of the County of Montgomery, Virginia

Proposed Ordinance Amending Article I of Chapter 7 of the Code of the County of Montgomery, Virginia, by Adding Section 7-10 Prohibiting the Resale of Tickets for More than the Tickets Face Value to Certain Public Events

Charlie Bowles spoke in opposition to the proposed ordinance. Mr. Bowles believes the Board of Supervisors should not get involved in this issue. This is a Town of Blacksburg and Virginia Tech matter.

There being no further speakers, the public hearing was closed.

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Special Use Permit

Kenneth & Joette Farrar request a Special Use Permit, with possible conditions, in Agriculture (A-1) to allow a private garage in excess of 850 square feet and sixteen (16) feet in height. The property is located at 1800 White Oak Lane and is identified as Tax Parcel No. 94-4-9 (Account ID #025189) in the Shawsville Magisterial District. The property lies in an area designated as an Urban Expansion Area in the Comprehensive Plan.

At their November 13, 2002 meeting the Planning Commission recommended approval with the following three conditions:

1. The proposed structure shall not exceed 1,540 sq. ft in area.
2. The height of the structure shall not exceed 21 ft.
3. The proposed structure shall match the architectural style of the existing home on the property.

There being no speakers, the public hearing was closed.

Special Use Permit

Keith & Constance Cedras request a Special Use Permit, with possible conditions, in Agriculture (A-1) to allow a private garage in excess of 850 square feet and sixteen (16) feet in height. The property is located at 2131 Wake Forest Road and is identified as Tax Parcel No. 36-A-43D (Account ID #034103) in the Prices Fork Magisterial District. The property lies in an area designated as Rural Area in the Comprehensive Plan.

At their November 13, 2002 meeting the Planning Commission recommended approval with the following two conditions:

1. The proposed structure shall not exceed 1,800 sq ft in area.
2. The height of the structure shall not exceed 16 ft.

There being no speakers, the public hearing was closed.

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Withdrawal of Rezoning Request

Carl McNeil (Agent: Gay and Keesee, Inc.) requests to rezone approximately 9 acres of a 46.0 acre tract from Agriculture (A-1) to Residential (R-1), with proffered conditions, to allow single family dwellings. The property is located at the west end of Howerly Street between Route 11 and Mountain Estates Subdivision in the Town of Christiansburg and is identified as Tax Parcel No. 95-A-50P (Account ID # 028625) in the Shawsville Magisterial District. The property lies in an area designated as Urban Expansion in the Comprehensive Plan.

The Zoning Administrator noted that by letter dated November 22, 2002, the applicant requested to withdraw the request. The Board of Supervisors can accept or deny the request for withdrawal due to the request for withdrawal being submitted after the Planning Commission's public hearing and recommendations.

Withdrawal of Request for Rezoning Request - Carl McNeil

On a motion by Gary D. Creed, seconded by James D. Politis and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia that Carl McNeil's (Agent: Gay and Keesee, Inc.) request to withdrawal his rezoning application to rezone approximately 9 acres of a 46.0 acre tract from Agriculture (A-1) to Residential (R-1), with proffered conditions, to allow single family dwellings located at the west end of Howerly Street between Route 11 and Mountain Estates Subdivision in the Town of Christiansburg and is identified as Tax Parcel No. 95-A-50P (Account ID # 028625) in the Shawsville Magisterial District, is hereby accepted.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
James D. Politis	None	Larry N. Rush
Annette S. Perkins		
C.P. Shorter		
John A. Muffo		
Gary D. Creed		
Mary W. Biggs		

Public Hearings Continued

Special Use Permit

Ellett Valley Development Co., LLC (Agent: Draper Aden Associates) requests a Special Use Permit, with possible conditions, in Community Business (CB) to allow single family detached dwellings. The property is located on Cascades Road approximately 200 feet south of the Cascades and Mt. Pines Roads intersection and is identified as Tax Parcel No. 55-A-B2 (Account ID # 033633) in the Mt. Tabor Magisterial District. The property currently lies in an area designated area Agricultural/Rural in the Comprehensive Plan.

NOTE: This request has been withdrawn at the request of the applicant.

The Zoning Administrator explained that the Board of Supervisors does not have to take any action on this withdrawal due to the applicant submitting his request for withdrawal prior to the Planning Commissions' public hearing.

PUBLIC ADDRESS SESSION

Bonnie Hess, Director, Goodwill Industries of the New River Valley, addressed the Board on the New River Valley Community Services Board's decision to eliminate funding to the Goodwill Industries (New River Valley Workshop). This funding is used toward employing four Montgomery County citizens who are disabled. Ms. Hess requested the Board consider allocating funds directly to Goodwill Industries.

Teresa Pettus addressed the Board about concerns with the Community Services Board's decision to eliminate funding to the Goodwill Industries due to the recent state budget cuts. Ms. Pettus explained the importance of the Goodwill Industries and how detrimental it would be if the program was eliminated. She has a niece who has been employed by Goodwill Industries for twenty years, which has helped her gain her independence.

Tammy Wright addressed the Board about concerns with the elimination of funding to the Goodwill Industries program. Ms. Wright requested that the Board allocate funding directly to Goodwill Industries for this program instead of to the Community Services Board.

Earl Brown addressed the Board about the Goodwill Industries. Mr. Brown described the importance of the Goodwill Industries to the physically and mentally challenged citizens of Montgomery County. Mr.

Brown submitted a petition with over 800 signatures, requesting the Board of Supervisors to continue funding the Goodwill Industries and save the jobs for the four handicapped citizens.

Anice Levy, member of the Community Services Board, addressed the Board with concerns about the Goodwill Industry. Ms. Levy stated that the four citizens affected by the elimination of their jobs take such pride in their jobs. She stated that there is a lack of understanding with the struggle of mental and physical handicapped people. The elimination of this program will cause them to regress emotionally and physically. Ms. Levy requested the Board review more closely how the allocation is being used by the Community Services Board.

Shelia Rupe, member of the Community Services Board, addressed the Board about the CSB decision to eliminate funding to the Goodwill Industries. Ms. Rupe explained about the impact this will have on the nine individuals that will be effected by this decision, four of who live in Montgomery County. She stated that the previous Board of Supervisors in 1994 took a position to oppose the elimination of funding. She asked the Board to take a position now and allocate funding to the Goodwill Industries.

The Board at this time had a brief discussion on this matter.

GOODWILL INDUSTRIES

On a motion by Annette S. Perkins, seconded by C.P. Shorter and carried unanimously,

WHEREAS, The New River Valley Community Services has terminated the contract with Goodwill Industries/New River Valley Workshop effective December 1, 2002; and

WHEREAS, The termination of this contact will affect four (4) citizens of Montgomery County; and

WHEREAS, The Board of Supervisors sees this as an important service where a small investment yields not only employment for these individuals but services in our community.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of the County of Montgomery, Virginia hereby authorizes the County Administrator to contact the New River Valley Community Services regarding their decision to terminate the contract with Goodwill Industries/New River Valley Workshop and to request the NRVCS to continue the contract with the Goodwill Industries/New River Valley Workshop.

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BE IT FURTHER RESOLVED, The Board of Supervisors has directed that the \$11,308 needed to continue this contract for the four citizens of Montgomery County be earmarked from the County's allocation to the New River Valley Community Services and should the Community Services fail to continue this contract through June 30, 2003 and preserve the continuity of services for these individuals, that Montgomery County will deduct \$11,308 from the local funds allocated to the Community Services Board and contract directly with the workshop for the continuation of services to these four County residents.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
C.P. Shorter	None	Larry N. Rush
James D. Politis		
Gary D. Creed		
Annette S. Perkins		
John A. Muffo		
Mary W. Biggs		

PUBLIC ADDRESS CONTINUED

Claire Booth speaking on behalf of employees in the Commissioner of Revenue's Office, expressed concerns with the state budget cuts and the elimination of positions. Ms. Booth stated that the Commissioner of Revenue's Office has experienced an increase in its workload due to the number of increased assessments of real and personal property. The County has seen a tremendous amount of new construction along with increased sales and transfers of land. The elimination of positions would put a burden on the entire office. Ms. Booth requested that the Board of Supervisors consider restoring the state funding that was cut from the Commissioner of Revenue's Office.

Pam Smith speaking on behalf of employees in the Treasurer's Office, expressed concerns with the state budget cuts and elimination of positions in the Treasurer's Office. The Treasurer's Office is responsible for the processing and collection of real estate bills, personal property bills and all supplemental bills issued during the year along with numerous other tasks that generate revenue for the County. \$1,024,000 in delinquent taxes has been collected in the past seven years, which is well above the projected total. Each position in the Treasurer's Office is needed to perform all the functions required by them. The elimination of positions would cause services to suffer and citizens would experience delays in services. Ms. Smith requested that the Board of Supervisors consider funding the Treasurer's Office for the remainder of the fiscal year.

Ed Combs expressed concerns with the state budget cuts to the Commissioner of Revenue's Office. Mr.

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Combs stated that the Commissioner of Revenue has experienced an increase in their workload by 7%. The County has seen an average of \$100 million increase in assessed values per year since 1999. All the staff members are dedicated and hardworking. He asked the Board consideration in restoring the cut to their budget by the State.

Mickey Apgar addressed the Board about his request for rezoning and a special use permit. Mr. Apgar stated he received a letter from the Health Department granting him permission to use portable toilets on his property with the recommendation that public sewer be pursued. As indicated in the past, he will connect to public sewer once it becomes available. Mr. Apgar also stated that the County has portable toilets at all their consolidated collection sites, and that Rowe Furniture has them for their truck drivers. He does not understand the double standards.

Charlie Bowles expressed concerns with the County's spending on construction and renovation projects. Mr. Bowles believes the County can save money on these projects by constructing simple buildings rather than flashy and extravagant ones such as the new Blacksburg Middle School. He asked that the Board remember the poor citizens who live in Montgomery County who cannot afford such high tax increases.

Margaret Smith addressed the Board on the Friends of Riner Community meeting held on October 29, 2002. Ms. Smith distributed a summary of the meeting to the Board. The main topic of the discussion was public water facilities and stormwater management. Several presentations were given by Riner residents. At the next community meeting, scheduled for Tuesday, November 26, 2002, the topic will be transportation.

INTO WORK SESSION

On a motion by C.P. Shorter, seconded by James D. Politis and carried unanimously,

BE IT RESOLVED, The Board of Supervisors hereby enters into Work Session for the purpose of discussing the following:

State Budget Cuts - Constitutional Offices

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
John A. Muffo	None	Larry N. Rush
Annette S. Perkins		

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Gary C. Greed
James D. Politis
C.P. Shorter
Mary W. Biggs

OUT OF WORK SESSION

On a motion by James D. Politis, seconded by C.P. Shorter and carried unanimously,

BE IT RESOLVED, The Board of Supervisors ends their Work Session to return to Regular Session.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
John A. Muffo	None	Larry N. Rush
Annette S. Perkins		
Gary C. Greed		
James D. Politis		
C.P. Shorter		
Mary W. Biggs		

Constitutional Officers - State Budget Cuts

On a motion by Annette S. Perkins, seconded by John A. Muffo and carried,

BE IT RESOLVED, That the Board of Supervisors of the County of Montgomery, Virginia hereby agrees to provide County funding to replace State funding reductions through June 30, 2003 in the offices of the Commonwealth's Attorney, Clerk of the Circuit Court, Commissioner of Revenue and Treasurer.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Annette S. Perkins	C.P. Shorter	Larry N. Rush
James D. Politis		

Gary D. Creed
John A. Muffo
Mary W. Biggs

CONSENT AGENDA

On a motion by C.P. Shorter, seconded by John A. Muffo and carried unanimously, the Consent Agenda dated November 25, 2002 was approved.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
C.P. Shorter	None	Larry N. Rush
James D. Politis		
Gary D. Creed		
Annette S. Perkins		
John A. Muffo		
Mary W. Biggs		

Approval of Minutes Dated September 9, 2002

On a motion by C.P. Shorter, seconded by John A. Muffo and carried unanimously, the minutes dated September 9, 2002 were approved.

Schedule Public Hearing - Board of Supervisors - Fiscal Year 2003-2004 County Budget

On a motion by C.P. Shorter, seconded by John A. Muffo and carried unanimously,

BE IT RESOLVED, The Montgomery County Board of Supervisors hereby schedules a public hearing for Monday, January 13, 2003 at 7:15 p.m. in the Board Chambers, Montgomery County Government Center, 755 Roanoke Street, Christiansburg, Virginia for the purpose of receiving citizens' comments on the following:

Fiscal Year 2003-2004 County Budget

-The purpose of this hearing is to gather citizen comments on the upcoming fiscal year budget.

School Funds: Supplemental Appropriation

On a motion by C.P. Shorter, seconded by John A. Muffo and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the School Operating Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2003 for the function and in the amount as follows:

09	School Operating Fund	
	561000 Instruction	\$103,718
	564000 Operations and Maintenance	<u>\$ 75,567</u>
		\$179,285

The sources of funds for the foregoing appropriation is as follows:

Revenue Account:

09 433206	GAPS Education (21 st Century Grant)	\$ 51,608
09 433205	Other Grants	<u>\$127,677</u>
	Total	\$179,285

Said resolution appropriates additional funds from a GAPS Education (21st Century) Grant, a Technology Literacy Challenge Grant, and a Goals 2000 Grant.

Sheriff - DMV Grant Appropriation

On a motion by C.P. Shorter, seconded by John A. Muffo and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2003 for the function and in the amount as follows:

321	Sheriff Grants	\$19,500
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The source of the funds for the foregoing appropriation is as follows:

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Revenue Account

424401 State Grants \$19,500

Said resolution appropriates funds from two Division of Motor Vehicles Grants.

General Services - School Soccer Fields

On a motion by C.P. Shorter, seconded by John A. Muffo and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2003 for the function and in the amount as follows:

400 General Services \$100,000

The source of the funds for the foregoing appropriation is as follows:

Revenue Account

451205 Designated Fund Balance – Maintenance Reserve \$100,000

Said resolution appropriates funds to complete soccer fields at the new Blacksburg Middle School.

Final Plat -The Meadows of Fairview

On a motion by C.P. Shorter, seconded by John A. Muffo and carried unanimously,

WHEREAS, The Meadows of Fairview consists of 12 lots located off Fairview Church Road (SR 669) and has been found to meet the requirements of the Montgomery County Code Chapter 8, Article IV (Subdivision Ordinance); and

WHEREAS, The Montgomery County Code, Section 8-156 provides that a subdivider shall make adequate provision for storm and floodwater runoff and that if a subdivision involves new streets, the Virginia Department of Transportation shall determine that adequate provision for runoff will be taken; and

WHEREAS, The Virginia Department of Transportation requires that Montgomery County assume maintenance responsibility and liability that might arise from detention facilities in subdivisions; and

WHEREAS, The Montgomery County Code, Section 8-157 provides for approval by the County

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of stormwater detention facilities conditioned upon agreement being entered into by the County and a homeowners' association whereby the association assumes all liability for the maintenance and operation of the stormwater detention facilities; and

WHEREAS, The developer of The Meadows of Fairview has agreed that said responsibility shall be assumed by the homeowners association.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia does hereby approve the Final Plat of The Meadows of Fairview (Gay and Keesee, Inc. Job No. 1150.1 dated 04/29/02), Riner Magisterial District, including the stormwater detention facilities, the responsibility for maintenance of which the Virginia Department of Transportation is relieved by the Board of Supervisors, but, by agreement, the responsibility for such maintenance shall be assumed by the homeowners' association.

FURTHER, The Chairman is hereby authorized to sign said plat for recordation.

OLD BUSINESS

Remove from the Table - Robert Apgar's Request for Rezoning and Special Use Permit

On a motion by Gary D. Creed, seconded by John A. Muffo and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that Robert M. Apgar's (Agent: Hershel Scott) request to rezone approximately 65,000 square feet of land from A-1 (Agricultural) to General Business (GB) located at 10212 Roanoke Road and identified as Tax Parcel No. 47-A-32 (Account ID # 000839) in the Shawsville Magisterial District is hereby **removed from the table**.

BE IT FURTHER RESOLVED, Robert M. Apgar's (Agent: Hershel Scott) request for a Special Use Permit to allow manufactured home sales and service on approximately 65,000 square feet of land located at 10212 Roanoke Road and identified as Tax Parcel No. 47-A-32 in the Shawsville Magisterial District is hereby **removed from the table**.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
James D. Politis	None	Larry N. Rush
Gary D. Creed		

Annette S. Perkins
John A. Muffo
C.P. Shorter
Mary W. Biggs

Robert Apgar's Request for Rezoning and Special Use Permit - TABLED

On a motion by Gary D. Creed, seconded by James D. Politis and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that Robert M. Apgar's (Agent: Hershel Scott) request to rezone approximately 65,000 square feet of land from A-1 (Agricultural) to General Business (GB) located at 10212 Roanoke Road and identified as Tax Parcel No. 47-A-32 (Account ID # 000839) in the Shawsville Magisterial District and Robert M. Apgar's (Agent: Hershel Scott) request for a Special Use Permit to allow manufactured home sales and service on approximately 65,000 square feet of land located at 10212 Roanoke Road and identified as Tax Parcel No. 47-A-32 in the Shawsville Magisterial District is hereby **TABLED** in order to allow the applicant to amend the proffer concerning public sewer.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Annette S. Perkins	None	Larry N. Rush
John A. Muffo		
C.P. Shorter		
James D. Politis		
Gary D. Creed		
Mary W. Biggs		

NEW BUSINESS

Virginia Department of Transportation - Revenue Sharing Projects for FY 2002-2003

On a motion by C.P. Shorter, seconded by Gary D. Creed and carried unanimously,

WHEREAS, The "Revenue Sharing Program" allows the Virginia Department of Transportation (VDoT) to provide state funds to match local funds for the construction, maintenance, or improvement of primary and secondary highways; and

WHEREAS, The Commonwealth Transportation Board annually appropriates funds for this purpose; and

WHEREAS, Localities who wish to participate in this program must notify VDoT of its intent to participate in the “Revenue Sharing Program” and the amount of local funds to be provided, not to exceed \$500,000; and

WHEREAS, By resolution dated March 25, 2002 the Board of Supervisors authorized the County Administrator to submit a letter of intent to participate in the “Revenue Sharing Program” and agreed to provide \$100,000 for this program, to be taken from the General Fund for the fiscal year ending June 30, 2003 to be matched on a dollar-for-dollar basis from funds of the Commonwealth of Virginia; and

WHEREAS, A letter of intent was submitted to the Virginia Department of Transportation on March 29, 2002.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia recommends the assignment of funds to the following projects:

1. Pilot Road (SR 615) - Curve improvement (approximately 2.4 miles south of the Montgomery County Courthouse). Cost: \$60,000
2. Intersection of Hightop Road (SR 808) and Merrimac Road (SR 657) - Site Improvements. Cost: \$125,000
3. Culverts - Cleaning and cutting of brush. Cost: \$15,000

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
C.P. Shorter	None	Larry N. Rush
Gary D. Creed		
Annette S. Perkins		
John A. Muffo		
James D. Politis		
Mary W. Biggs		

Resolution to Oppose Unfunded State Mandates and Reduction of State Revenues

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On a motion by C.P. Shorter, seconded by Annette S. Perkins and carried unanimously,

WHEREAS, Local governments can no longer accommodate the state's unwillingness to fund state mandated programs and the reduction of state revenues to localities; and

WHEREAS, State mandates and program requirements have forced localities to increase real estate taxes and undertake additional debt burdens, therefore creating undue financial burdens for all citizens; and

WHEREAS, These burdens fall especially hard on senior citizens, single parents, farmers, and those with limited incomes.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of the County of Montgomery, Virginia calls upon all citizens to hold the General Assembly accountable.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Gary D. Creed	None	Larry N. Rush
Annette S. Perkins		
James D. Politis		
John A. Muffo		
C.P. Shorter		
Mary W. Biggs		

Employee Holiday Schedule

On a motion by C.P. Shorter, seconded by Gary D. Creed and carried,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby declares the Thanksgiving Holiday to begin at 1:00 p.m. on Wednesday, November 27, 2002 and to include the regularly scheduled days of November 28 and November 29, 2002.

BE IT FURTHER RESOLVED, The Christmas Holiday will include Tuesday, December 24, 2002 and include the regularly scheduled day of December 25, 2002.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
C.P. Shorter	James D. Politis	Larry N. Rush
Annette S. Perkins		
John A. Muffo		
Gary D. Creed		
Mary W. Biggs		

Resolution of Appreciation-Senator Madison E. Marye

On a motion by John A. Muffo, seconded by Annette S. Perkins and carried unanimously,

WHEREAS, Senator Madison E. Marye is a life long resident of Montgomery County, Virginia;
and

WHEREAS, Senator Marye served in the Virginia State Senate from 1973-2002 as representative of the 37th Senatorial District, which includes Montgomery County; and

WHEREAS, Senator Marye has served on the Senate's Agriculture, Conservation, and Natural Resources Committee (Chair 1996-1999); Commerce and Labor Committee; Finance Committee; General Laws Committee (Chair 1994-1995); Local Government Committee; Privileges and Elections Committee; Rules Committee; and the Transportation Committee; and

WHEREAS, Senator Marye has been a member of numerous interim study groups established by the Virginia General Assembly, including Interstate Route 73; Virginia's Environment; Coal Carrying Railroad Cars; Drinking Water; and Eminent Domain; and

WHEREAS, Senator Marye introduced Senate Bill No. 735 in 1999 which resulted in establishing the Food Tax Reduction Program; and

WHEREAS, Senator Marye was a staunch advocate of Cooperative Extension and has supported its aims and programs throughout his career; and

WHEREAS, Senator Marye sponsored legislation to create the Virginia Tech/Montgomery Regional Airport Authority; and

WHEREAS, Senator Marye has been a strong supporter of Virginia Tech, Radford University, and the New River Community College and played a key role in garnering support for institutions of higher

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education in the region.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia, on behalf of the entire citizenship, expresses its appreciation and gratitude to ***Senator Madison E. Marye*** for his outstanding dedication to the citizens of Montgomery County; and

BE IT FURTHER RESOLVED, That the original of this resolution be presented to ***Senator Madison E. Marye*** as a testimonial of the high esteem and appreciation in which he is regarded by the members of the Board of Supervisors and that a copy be made a part of the official minutes of Montgomery County.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
James D. Politis	None	Larry N. Rush
Gary D. Creed		
C.P. Shorter		
John A. Muffo		
Annette S. Perkins		
Mary W. Biggs		

Resolution of Appreciation - Adjustment and Appeals Board-Oscar D. Gray

On a motion by C.P. Shorter, seconded by Gary D. Creed and carried unanimously,

WHEREAS, Oscar D. Gray has faithfully served as a member of the Adjustment and Appeals Board since November 5, 1993; and

WHEREAS, The County recognizes the excellent and dedicated service that ***Oscar D. Gray*** has rendered the citizens of Montgomery County.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia, on behalf of the entire citizenship, extends a unanimous vote of appreciation and gratitude to ***Oscar D. Gray*** for his outstanding public service and dedication; and

BE IT FURTHER RESOLVED, That the original of this resolution be presented to ***Oscar D. Gray*** and that a copy be made a part of the official Minutes of Montgomery County.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
John A. Muffo	None	Larry N. Rush
Annette S. Perkins		
Gary D. Creed		
James D. Politis		
C.P. Shorter		
Mary W. Biggs		

Resolution of Appreciation - Economic Development Commission-Brad Denardo

On a motion by C.P. Shorter, seconded by Gary D. Creed and carried unanimously,

WHEREAS, *Brad Denardo* has faithfully served as a member of the Montgomery Regional Economic Development Commission, as representative of the Blacksburg Chamber of Commerce, since January, 1997; and

WHEREAS, The County recognizes the excellent and dedicated service that ***Brad Denardo*** has rendered the citizens of Montgomery County.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia, on behalf of the entire citizenship, extends a unanimous vote of appreciation and gratitude to ***Brad Denardo*** for his outstanding public service and dedication; and

BE IT FURTHER RESOLVED, That the original of this resolution be presented to ***Brad Denardo*** and that a copy be made a part of the official Minutes of Montgomery County.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
John A. Muffo	None	Larry N. Rush
Annette S. Perkins		
Gary D. Creed		
James D. Politis		
C.P. Shorter		
Mary W. Biggs		

Resolution of Appreciation -Parks and Recreation Commission-Roy S. Jones

On a motion by C.P. Shorter, seconded by Gary D. Creed and carried unanimously,

WHEREAS, Roy S. Jones has faithfully served as a member of the Parks and Recreation Commission since January, 1997; and

WHEREAS, The County recognizes the excellent and dedicated service that **Roy S. Jones** has rendered the citizens of Montgomery County.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia, on behalf of the entire citizenship, extends a unanimous vote of appreciation and gratitude to **Roy S. Jones** for his outstanding public service and dedication; and

BE IT FURTHER RESOLVED, That the original of this resolution be presented to **Roy S. Jones** and that a copy be made a part of the official Minutes of Montgomery County.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
John A. Muffo	None	Larry N. Rush
Annette S. Perkins		
Gary D. Creed		
James D. Politis		
C.P. Shorter		
Mary W. Biggs		
<u>INTO WORK SESSION</u>		

On a motion by Annette S. Perkins, seconded by Gary D. Creed and carried unanimously,

BE IT RESOLVED, The Board of Supervisors hereby enters into Work Session for the purpose of discussing the following:

1. Reassessment Information on GIS and the Web.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
C.P. Shorter	None	Larry N. Rush
James D. Politis		
John A. Muffo		

Annette S. Perkins
Gary D. Creed
Mary W. Biggs

OUT OF WORK SESSION

On a motion by Gary D. Creed, seconded by John A. Muffo and carried unanimously,

BE IT RESOLVED, The Board of Supervisors ends their Work Session to return to Regular Session.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
James D. Politis	None	Larry N. Rush
John A. Muffo		
Annette S. Perkins		
Gary D. Creed		
C.P. Shorter		
Mary W. Biggs		

BOARD MEMBERS' REPORTS

Supervisor Politis Virginia Meat Inspection Program Supervisor Politis reported that due to the recent state budget cuts, the meat inspection program administered by the United States Department of Agriculture (USDA) has been eliminated. He believes this is an important and critical program to the small businesses in Virginia. Supervisor Politis requested a resolution be added to the next agenda requesting Governor Warner to reinstate these funds.

Riner Community Meeting Supervisor Politis reported that the next community meeting in Riner will be held Tuesday, November 26, 2002. They will be discussing transportation issues, especially four laning Route 8. He stated that this project is not in the 2020 plan.

Social Services Board Supervisor Politis reported that the Social Services Board will be discussing budget priorities on December 9, 2002. The state board has consolidated several programs to help reduce the budget.

Supervisor Shorter attended the Rural Conservation and Development (RC&D) annual banquet.

Prices Fork Ballfields - Supervisor Shorter reported that the ballfields are nice and complimented the County on doing a great job.

Virginia Cooperative Extension - Supervisor Shorter reported that a large number of Extension Agents are retiring due to the state budget cuts. He suggested that the surrounding localities in the New River Valley, such as, Pulaski, Floyd and Giles, work together to maintain local level funding to hire these agents as consultants. The Extension Program is an important program to the area farmers and citizens.

Rural Rustic Road Program - Supervisor Shorter suggested that the County to pursue this program.

Supervisor Muffo Geographic Information System (GIS) and Reassessment Presentation Supervisor Muffo reported that staff did a fine job in presenting the new real estate program on the County's web page. He believes this is valuable information made available to the citizens of the County.

Montgomery County Improvement Council (MCIC) - Supervisor Muffo reported that the MCIC is ahead of schedule this year in planning the next Broomin' and Bloomin'. As previously reported, MCIC is holding a t-shirt art contest at Christiansburg High School. He suggested that the runners -up art be displayed at the Government Center.

Supervisor Biggs School Board Supervisor Biggs reported there has been a tremendous amount of public outcry about the need for more school nurses.

Metropolitan Planning Organization - Working Group Supervisor Biggs stated that the Board needs to decide who will be part of the MPO working group. There needs to be one elected official and one alternate and one staff member. It was the consensus of the Board that the following will be appointed to the MPO working group:

C.P. Shorter - Elected Official

John Muffo - Alternate

Jeff Johnson - Staff member

INTO CLOSED MEETING

On a motion by Annette S. Perkins, seconded by James D. Politis and carried unanimously,

BE IT RESOLVED, The Board of Supervisors hereby enters into Closed Meeting for the purpose of discussing the following:

Section 2.2-3711 (1) Discussion, Consideration or Interviews of Prospective Candidates for Employment; Assignment, Appointment, Promotion, Performance, Demotion, Salaries, Disciplining or Resignation of Specific Officers, Appointees or Employees of Any Public Body

1. Adjustment & Appeals Board
2. Board of Equalization

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
John A. Muffo	None	Larry N. Rush
Annette S. Perkins		
Gary D. Creed		
James D. Politis		
C.P. Shorter		
Mary W. Biggs		

OUT OF CLOSED MEETING

On a motion by C.P. Shorter, seconded by Gary D. Creed and carried unanimously,

BE IT RESOLVED, The Board of Supervisors ends their Closed Meeting to return to Regular Session.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
John A. Muffo	None	Larry N. Rush
Annette S. Perkins		

Gary D. Creed
James D. Politis
C.P. Shorter
Mary W. Biggs

CERTIFICATION OF CLOSED MEETING

On a motion by Gary D. Creed, seconded by C.P. Shorter and carried unanimously,

WHEREAS, The Board of Supervisors of Montgomery County has convened a Closed Meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3711 of the Code of Virginia requires a certification by the Board that such Closed Meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby certifies that to the best of each member's knowledge (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion conveying the closed meeting were heard, discussed or considered by the Board.

VOTE

AYES

John A. Muffo
Annette S. Perkins
Gary D. Creed
James D. Politis
C.P. Shorter
Mary W. Biggs

NAYS

None

ABSENT DURING VOTE

Larry N. Rush

ABSENT DURING MEETING

Larry N. Rush

APPOINTMENTS

Adjustment and Appeals Board

On a motion by C.P. Shorter, seconded by James D. Politis and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby appoints **Christiopher C. Peters** to the Adjustment and Appeals Board effective November 26, 2002 and expiring November 25, 2006.

The vote on the foregoing resolution was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
C.P. Shorter	None	Larry N. Rush
James D. Politis		
Annette S. Perkins		
Gary D. Creed		
John A. Muffo		
Mary W. Biggs		

ADJOURNMENT

On a motion by C.P. Shorter, seconded by Gary D. Creed and carried unanimously, the Board adjourned to Wednesday, December 4, 2002 at 6:00 p.m. at the Montgomery County School Board Office located at 200 Junkin Street.

The vote on the foregoing motion was as follows:

AYE

C.P. Shorter

James D. Politis

Annette S. Perkins

Gary D. Creed

John A. Muffo

Mary W. Biggs

NAY

None

ABSENT

Larry N. Rush

The meeting adjourned at 11:30 p.m.